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KCC 4788
K-C 15,397
PATENT

FEB 17 2004

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of Koenig, et al.
Serial No. 10/029,322
Filed December 20, 2001
Confirmation No. 6145
For PRODUCTS FOR CONTROLLING MICROBIAL GENERATED ODORS
Examiner Elizabeth M. Cole

Art Unit 1771

February 16, 2004

RESPONSE AFTER FINAL OFFICE ACTION

TO THE ASSISTANT COMMISSIONER FOR PATENTS,
SIR:

In response to the Final Office Action dated December 18, 2003, please consider the following Remarks set forth below. Consideration of these Remarks after final is appropriate under 37 C.F.R. §1.116 because they raise no new issues, and place the application in better form for appeal. Additionally, as noted below, the Examiner has agreed to consider the Remarks as the Final Office Action was prematurely issued.

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REMARKS

No amendments have been made in response to the Final Office Action. Therefore, claims 1-6, 9-17, 20-23, 26-28, 31-35, and 38 will be pending upon entry of this Response After Final Office Action.

On February 3, 2004, Applicants' representative Mr. Christopher M. Goff and Examiner Elizabeth M. Cole had a scheduled telephone interview to discuss the patentability of claims 1-6, 9-17, 23-23, 26-28, 31-35, and 38. During the interview, Mr. Goff contended that the finality of the Office